

REMARKS

Reconsideration and allowance of this application are respectfully requested.

Claims 21-24 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Martin et al. (U.S. Pat. 5,355,302), in view of Wilder (U.S. Pat. 5,408,417) and Tedesco et al. (6,161,059).

Applicant respectfully notes that the filing date of Tedesco is September 14, 1998. Applicant's application, however, claims priority from French application FRANCE 98-09352, filed July, 22, 1998. As such, Applicant's application predates the filing date of Tedesco and Tedesco is disqualified from obviating Applicant's application.

The Office Action further concedes that neither Martin nor Wilder teach or suggest "the display is still further operable to display a questionnaire, different from touch selectable options for selecting songs for playback and touch selectable options for selecting songs for download, comprising one or more questions for gathering customer information, wherein the touch-screen is operable to accept customer input corresponding to the answers to the one or more questions, and wherein the answers are saved to a questionnaire response file in the memory."

For at least these reasons, Applicant submits that claim 21 is allowable over the prior art of record.

Claims 22-24 should be allowable based at least on their dependence from allowable claim 21.

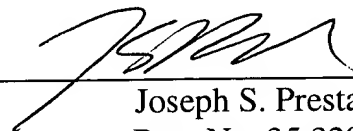
NATHAN
Appl. No. 09/621,677
March 15, 2007

For at least the foregoing reasons, Applicant respectfully submits that the invention defined by claims 21-24 is not taught or suggested by the prior art of record. Thus, reconsideration and allowance are earnestly solicited.

Respectfully submitted,

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